

1 HARVEY SISKIND LLP
2 D. PETER HARVEY (SBN 55712)
pharvey@harveysiskind.com
3 NAOMI JANE GRAY (SBN 230171)
ngray@harveysiskind.com
4 Four Embarcadero Center, 39th Floor
San Francisco, CA 94111
5 Telephone: (415) 354-0100
Facsimile: (415) 391-7124

7 THE TAILLIEU LAW FIRM
8 RAFFI ZEROUNIAN (SBN 236388)
rz@taillieulaw.com
9 9595 Wilshire Avenue, Ste 900
Beverly Hills, California 90212
10 Telephone: (310) 300-8444
Facsimile: (310) 300-8445

11 Attorneys for Plaintiff
12 and Counterclaim-Defendant
13 CAIN CELLARS, INC.

LOWE GRAHAM JONES PLLC
DAVID A. LOWE (*pro hac vice*)
lowe@lowegrahamjones.com
701 Fifth Avenue, Suite 4800
Seattle, WA 98104
Telephone: (206) 381-3300
Facsimile: (206) 381-3301

SNYDER MILLER & ORTON LLP
PETER P. MERINGOLO (SBN 197136)
pmeringolo@smollp.com
180 Montgomery Street, Suite 700
San Francisco, CA 94104
Telephone: (415) 962-4400
Facsimile: (415) 962-4401

14
15 Attorneys for Defendants
16 and Counterclaim-Plaintiffs
17 SCHMITT SOHNE, INC. and
SCHMITT SÖHNE GMBH WEINKELLEREI

18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

CAIN CELLARS, INC., a California
corporation,

Plaintiff and
Counterclaim-Defendant,

vs.

SCHMITT SOHNE, INC., a Georgia
corporation, SCHMITT SÖHNE GMBH
WEINKELLEREI, a Federal Republic of
Germany limited liability company, and
DOES 1-25,

Defendants and
Counterclaim-Plaintiffs.

Case No.: C 12-00753 YGR

**STIPULATION DISMISSING ACTION
WITH PREJUDICE**

1 Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) and Civil Local Rule 7-12, the parties hereto, by
2 their attorneys of record, hereby stipulate to dismiss the instant action, including all claims and
3 counterclaims, with prejudice and without costs or fees to either party.

4 Dated: December 21, 2012 HARVEY SISKIND LLP
5 D. PETER HARVEY
6 NAOMI JANE GRAY

7 THE TAILLIEU LAW FIRM
8 RAFFI ZEROUNIAN

9 By: /s/
10 Naomi Jane Gray

11 Attorneys for Plaintiff and Counterclaim-Defendant
12 CAIN CELLARS, INC.

13 Dated: December 21, 2012 LOWE GRAHAM JONES PLLC
14 DAVID A. LOWE

15 SNYDER, MILLER & ORTON LLP
16 PETER P. MERINGOLO

17 By: /s/
18 David A. Lowe

19 Attorneys for Defendants and Counterclaim-Plaintiffs
20 SCHMITT SOHNE, INC. and
21 SCHMITT SÖHNE GMBH WEINKELLEREI

22 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

23 Dated: January 3, 2013

24 
25 YVONNE GONZALES ROGERS
26 UNITED STATES DISTRICT COURT JUDGE